

MEMORANDUM

To: School Superintendents

From: Dr. Mark Keen, Senior Advisor

Date: June 23, 2017

Re: Senate Enrolled Act 182 – Superintendent Contracts (IC 20-23-6-4; 20-28-8-6; and 20-28-7.5-2)

Background:

The Indiana General Assembly recently passed legislation impacting superintendent contracts and teacher contract cancellations.

Guidance:

There is no action that must be taken as a result of the implementation of this law. However, the language clarifies some provisions of contracts and should be reviewed by the superintendent, Board and district legal counsel.

Under this new law, a contract entered into or renewed after June 30, 2017 between a governing body and its superintendent is subject to certain conditions. First, the contract must, with an exception for an extension, be for a term of at least one year and not more than three years. For extensions a contract may be extended for not more than an additional five years beyond the term of the original contract. Second, if the contract contains a provision that establishes an amount the governing body must pay to the superintendent to buy out the contract, the amount may not be more than an amount equal to the lesser of the superintendent's salary for any one year under the contract or \$250,000.

Finally, the law provides that a superintendent (in addition to a principal under current law) may initiate the cancellation of a teacher's contract by providing notice to the teacher of the superintendent's preliminary decision.

If you have any questions, please contact Dr. Mark Keen at (317) 232-9153 or mkeen1@doe.in.gov.